

EXHIBIT A

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EXHIBIT B

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

LG PHILIPS LCD CO., LTD.,)
)
Plaintiff,) C.A. No. 05-292-JJF
)
v.)
)
TATUNG COMPANY, TATUNG)
COMPANY OF AMERICA, INC.,)
CHUNGHWA PICTURE TUBES)
LTD., and VIEWSONIC)
CORPORATION,)
)
Defendant.)

Friday, July 7, 2006
2:01 p.m.
Courtroom 4B

844 King Street
Wilmington, Delaware

BEFORE: THE HONORABLE JOSEPH J. FARNAN, JR.
United States District Court Judge

APPEARANCES:

THE BAYARD FIRM
BY: RICHARD D. KIRK, ESQ.

-and-

McKENNA, LONG & ALDRIDGE, LLP
BY: GASPARE J. BONO, ESQ.
BY: CASS W. CHRISTENSON, ESQ.
BY: ADRIAN P.J. MOLLO, ESQ.

Counsel for the Plaintiff

1 they came far after the deadline for document

2 production?

3 THE COURT: That would be the

4 consistent ruling.

5 MR. CHRISTENSON: Yes.

6 THE COURT: Unless there's something

7 extraordinary.

8 MR. CHRISTENSON: And similarly,

9 there's another exhibit I can think of, which was

10 a document. When I deposed their damages expert,

11 he pointed me to a study that he was relying on.

12 It's a one-page document produced by CPT, I think

13 in the California case within the past ten days

14 or so.

15 And, again, I would assume those

16 types of documents that were untimely produced

17 will not be part of this case at trial.

18 THE COURT: Unless there's something

19 extraordinary.

20 MR. CHRISTENSON: Thank you.

21 MS. GABLER: Your Honor, if I could

22 address those. The boxes of documents are a

23 reproduction with tab numbers of something that

24 had been produced earlier in their pack in an

1 expert report. And they have been produced
2 within 24, 48 hours of the expert, you know, the
3 report itself.

4 And then the pack went in boxes
5 separately. And then at his report, the expert
6 pointed out at his deposition, the expert pointed
7 out that he refers in his report to some of those
8 documents by tab number, you know, Volume 2, Tab
9 3.

10 And when we had produced it to them,
11 those tabs weren't adequately in those boxes. So
12 we reproduced it. But it's not new documents.

13 THE COURT: So it's once produced.
14 Now, it's more?

15 MS. GABLER: Produced with the tabs.
16 They were produced in order before, but now it
17 says, you know, there's a page that says Tab 3A.

18 MR. CHRISTENSON: Ms. Gabler may not
19 be familiar with all the documents. That's one
20 of the three boxes that I received. There are
21 two additional boxes.

22 THE COURT: You know, again, there
23 are deadlines and the consistent ruling would be
24 if it hasn't been produced in some form before

1 the deadline, reproduction won't cure that
2 non-production if it was produced. The
3 reproduction is very gracious and --

4 MR. CHRISTENSON: Sure. I would
5 agree.

6 THE COURT: What else can I say?

7 MR. CHRISTENSON: Yes, sir.

8 MS. GABLER: Okay. Now, in relation
9 to the second issue he raised there about
10 documents produced in the California case, there
11 is an order in this case that everything produced
12 in that litigation is deemed admitted here. And
13 there have been any number of things that one or
14 both sides have relied upon, including, for
15 example, interrogatory responses that were
16 updated in the California case after the
17 interrogatory cutoff in this case, and after the
18 document production cutoff in these cases, in
19 this case that both damages experts relied upon
20 in their reports.

21 So, now Mr. Christenson is trying to
22 call out one particular document that our expert
23 relied on and his did not that also was produced
24 in the California case, but where there was no

1 cutoff discussed in terms of when parties could
2 stop relying on things that were produced in that
3 California litigation. That's been a very
4 open-ended -- you know, that order in this case
5 was open-ended. And it didn't say and that cuts
6 off at "X" number of days before trial.

7 THE COURT: If both sides needed --
8 it doesn't sound like there's going to be any
9 objection. There is an order that says what's in
10 the California case is available here.

11 So --

12 MR. CHRISTENSON: But, Your Honor, I
13 assume the Court didn't intend the order to do
14 the end run around the deadline in this case by
15 late producing things in California.

16 MS. GABLER: Your Honor, I mean, if
17 there was some showing that we had intentionally
18 withheld something in this case and produced it
19 late in California, then counsel may have a point
20 in that.

21 THE COURT: If there's a flush of
22 updating, then I might consider that argument.
23 But if it's routine and both parties are engaged
24 in it, then I won't consider that argument.

1 So you'd have to give me some
2 specifics. Otherwise, we're just having a
3 conversation here without the entertainment.

4 MS. GABLER: Right. Discovery in
5 that case is just not closed, so there are all
6 kinds of things that all parties in the
7 California litigation are continuing to produce
8 in that case.

9 And, I mean, in fact, in specific
10 the 30(b)6 depositions on damages in that
11 California case, even though it's been pending
12 much longer than this case, have not even taken
13 place yet. So there's all kinds of things that
14 are continuing to happen in that case in the
15 ordinary course, not because anybody withheld
16 anything for any length of time.

17 THE COURT: There's no 30(b)6
18 deposition in California coming to this case
19 after today.

20 MS. GABLER: Right. And those
21 depositions aren't taking place until after the
22 trial in this matter or during the trial, that
23 kind of time period. But in terms of documents
24 that have been timely produced, there's

1 absolutely no showing.

2 THE COURT: Before today if there's
3 something that's been timely produced in routine
4 fashion and both sides have done it, you know, if
5 there's some specific objection to something that
6 gets on the exhibit list with the 150 exhibits,
7 I'll take a look at the specific objection.

8 Other than that, again, we're just
9 having conversation, and there's no
10 entertainment.

11 MR. CHRISTENSON: Your Honor, the
12 one issue I can certainly frame right now
13 specifically is that there is a one-page study on
14 which their damages expert is relying that I
15 learned about at his deposition. That is a
16 document that I think was produced within the
17 last ten days in California.

18 THE COURT: Well, then you want to
19 be granted leave to file a motion in limine which
20 I'll give you. And you should get it filed by
21 Monday and a response by Wednesday. I'll take a
22 look at it --

23 MR. CHRISTENSON: Thank you.

24 THE COURT: -- on that specific

1 document. All right.

2 Is there anything else that you rise
3 for?

4 MS. GABLER: Yes. Two more small
5 issues.

6 The first one goes back to the
7 designations for transcript, whether video or in
8 writing, that people are not appearing live. The
9 parties have been in the process of exchanging
10 depo designations and agreed upon a schedule for
11 that.

12 When we received plaintiff's opening
13 designations, well a few days ago at the end of
14 last week, beginning of this week, there are
15 several instances where they designated entire
16 transcripts. Now, obviously, there's no real way
17 for us to do any kind of meaningful cross
18 designation or objection to those transcripts.

19 So we're basically asking that
20 plaintiffs be ordered to actually adequately
21 identify --

22 THE COURT: Well, --

23 MS. GABLER: -- portions of the
24 transcript that they're going to use.

EXHIBIT C

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LG.PHILIPS LCD CO., LTD.,

Plaintiff/Counterclaim Defendant,

v.

TATUNG COMPANY;
TATUNG COMPANY OF AMERICA, INC.;
CHUNGHWA PICTURE TUBES, LTD.;
AND VIEWSONIC CORPORATION,

Defendants/Counterclaim Plaintiffs.

Civil Action No. 05-292 (JJF)

**STIPULATION AND ORDER REGARDING USE OF DISCOVERY
OBTAINED IN OTHER PROCEEDINGS**

WHEREAS LG.Philips LCD Co., Ltd. ("LPL") filed a complaint on May 13, 2005 and a motion for preliminary injunction on November 1, 2005 in the above captioned case, Civil Action No. 05-292 (JJF), in the United States District Court for the District of Delaware, alleging infringement of United States Patent Nos. 6,738,121 ("the '121 Patent") and 5,019,002 ("the '002 Patent");

WHEREAS Tatung Company, Tatung Company of America, Inc., Chunghwa Picture Tubes Ltd., and ViewSonic Corporation (collectively "Defendants") filed on November 8, 2005, a Motion for Extension of Time to File and Serve Defendants' Answering Brief In Response to Plaintiff's Motion for Preliminary Injunction;

WHEREAS on Thursday, December 8, 2005, LPL withdrew its motion for preliminary injunction, Defendants withdrew their motion for extension, and this Court set an expedited discovery schedule and scheduled trial of LPL's complaint and Defendants' counterclaims for July 17, 2006;

WHEREAS LPL and the Defendants are parties to arbitration proceedings in New York, specifically *CPT v. LG Parties*, Case No. 50 T 133 00379 04, and litigation proceedings in the Central District of California and in this District, which are respectively captioned *LG.Philips LCD Co., Ltd. v. Tatung Co. of America, et al.*, Consolidated Cases CV 02-6775 CBM (JTLx), CV 03-2866 CBM (JTLx), CV 03-2884 CBM (JTLx), CV 03-2885 CBM (JTLx), CV 03-2886 CBM (JTLx) (C.D. Cal.), *Chunghwa Picture Tubes v. LG Electronics, Inc. and LG.Philips LCD Co., Ltd.*, Case No. CV05-0189 CBM (JTLx) (C.D. Cal.), and *LG.Philips LCD Co., Ltd. v. Tatung Co., et al.*, Case No. CV04-343 (JJF) (D. Del.) (hereinafter the “other pending cases”);

WHEREAS extensive discovery has already been sought and provided in the California cases (regarding, *inter alia*, design information, sales data, and product specifications for Defendants’ LCD products), and the Protective Order in those California cases (a copy of which is attached as *Exhibit A*) provides in pertinent part that “Each party and all persons bound by the terms of this Order shall use any information or document governed by this Order only in connection with the prosecution or defense of the above captioned action, . . . except *by consent of all of the parties* or order of the Court” (*Exhibit A* at Para. 1(a) (emphasis added));

WHEREAS similarly extensive discovery has also been sought and is in the process of being produced in *LG.Philips LCD Co., Ltd. v. Tatung Co., et al.*, Case No. CV04-343 (JJF) (D. Del.), and the Protective Order entered in that case (a copy of which is attached as *Exhibit B*) provides in pertinent part that “Each party and all persons bound by the terms of this Protective Order shall use any information or document governed by this Protective Order only in connection with the prosecution or defense of this action and

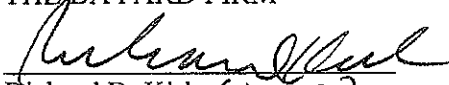
for no other purpose, except *by consent of the parties* or order of the Court” (*Exhibit B* at Para. 3.1 (emphasis added)); **WHEREAS** the parties agree, in order to promote efficiency and a timely resolution of this case, and in accordance with the terms and conditions of a CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER to be agreed upon by the parties and entered by this Court, that the discovery produced in the other pending cases may be used in this case; now therefore,

IT IS HEREBY STIPULATED AND AGREED, subject to the approval and order of the Court:

1. All discovery produced or provided in the other pending cases may be used in this case, Civil Action No. 05-292 (JJF);
2. All discovery produced or provided in this case that was not previously produced or provided in the other pending cases shall only be used in connection with the prosecution or defense of the above captioned case, except by consent of all of the parties or order of the Court;
3. The discovery from the other pending cases will be governed by a CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER to be entered in this case that will provide the same confidential treatment as is afforded by the Protective Order entered in the other pending cases, and any discovery designated as “Confidential” or “Confidential Attorneys Only” in the other pending cases will be treated as “Confidential” or “Confidential Attorneys Only” in this case;
4. Where the designation of documents as “Confidential” or “Confidential Attorneys Only” from the other pending cases is inconsistent with the definitions as set

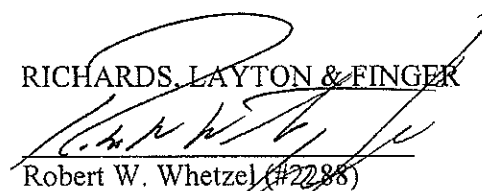
forth in the CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER in this case, the parties shall make a good faith effort to meet and confer to adjust the designations and may challenge "Confidential" or "Confidential Attorneys Only" designations from the other pending cases according to the CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER of this case.

THE BAYARD FIRM


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Co., Tatung Company of
America, Inc., Chunghwa Picture
Tubes, Ltd., and ViewSonic Corp.

Date: January 23, 2006

Date: January 23, 2006

SO ORDERED this ____ day of _____, 2006.

United States District Judge

EXHIBIT D

1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LG. PHILIPS LCD CO. LTD.,

Plaintiff,

V.

TATUNG COMPANY, TATUNG COMPANY OF :
AMERICA, INC., CHUNGHWA PICTURE :
TUBES LTD., and VIEWSONIC :
CORPORATION, :

Defendants.

:
:
:
:
: Civil Action
: No. 05-292

Wednesday, March 1, 2006
12:30 p.m.
Courtroom 4B

844 King Street
Wilmington, Delaware

BEFORE: THE HONORABLE JOSEPH J. FARNAN, JR.
United States District Court Judge

APPEARANCES:

THE BAYARD FIRM
BY: RICHARD D. KIRK, ESQ.

- and -

McKENNA LONG & ALDRIDGE
BY: GASPARE J. BONO, ESQ.
BY: CASS W. CHRISTENSON, ESQ.

Counsel for the Plaintiff

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1 discovery requests largely with regard to the
2 question of damages.

3 I'm going to stay for a short
4 period of time all damages discovery and with
5 regard to defendants' claims on the questions
6 that relate to validity, which are the questions
7 of commercial success and questions related to
8 the on sale issue, and questions related to the
9 prosecution, questions related to the public use
10 matter, all of the requests are going to on
11 those issues be granted for discovery.

12 And the plaintiff will have until
13 March -- it's a Friday, March 17, 2006 to
14 respond to that order. And the order is being
15 issued pursuant to Rule 37, but with no
16 sanctions at this time.

17 And if there is any dispute
18 concerning the order, there will be a hearing on
19 March -- this is a Wednesday, March 29th at 4:00
20 o'clock, at which time defendants will have an
21 opportunity -- and I'll set a time allocation if
22 the hearing becomes necessary, it will be
23 certain hours allocated to the prosecution of
24 the contempt, and certain time allocated to the

1 defense of the contempt will have an opportunity
2 to present its evidence that the Rule 37 order
3 on matters of invalidity as cited in the
4 defendants' letter in conjunction with this
5 hearing, February 28, 2006 letter, haven't been
6 complied with.

7 Now, with regard to defendants'
8 request for documents related to declaration of
9 William K. Bohanan, the application is denied.

10 Now, with regard to plaintiff, the
11 request for the mother glass samples is granted
12 as requested on page four of plaintiff's letter.
13 Specifically it's granted that defendants
14 produce one, mother glass samples for each of
15 CPT's LCD products, and two, the nineteen
16 product samples that have been withheld.

17 Again, that order is pursuant to
18 Rule 37 and the production shall occur by March
19 17, 2006. If it isn't produced, there will be a
20 hearing at which plaintiff can present its
21 evidence. The hearing will be held on March the
22 30th, I'm trying to reduce your stress of
23 travel, so you'll be here in the afternoon on
24 the 29th, so I'm going to bring you on the

1 morning of the 30th at 9:30 a.m.

2 And again, if that hearing is
3 necessary, I'll allocate time. In each case, I
4 should interpose this, letters or what we'll
5 call prehearing briefing presenting the proposed
6 evidence and the noncompliance facts will be due
7 on Friday, March the 24th, 2006.

8 Again, the damages information or
9 discovery requested is separated and I'll deal
10 with that separately.

11 The plaintiff's request for its
12 captioned Critical Discovery Related to Products
13 and Technical Issues is granted and ordered to
14 be produced by the March 17th, 2006 date.

15 However, on this order, the
16 defendant can rather than respond by March 17th,
17 can before March 17th set forth detailed
18 objections to each -- what do you call those
19 dots? Bullets. Bullets -- to the bullet items,
20 you know, you just use the language after each
21 bullet as a caption and defendant can file
22 instead detailed objections to the requests and
23 then I'll consider those and then enter a
24 further order either granting or denying, and I

EXHIBIT E

REDACTED